

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CYWEE GROUP LTD.,

Plaintiff,

v.

HTC CORPORATION, and HTC AMERICA,  
INC.,

Defendants.

HTC CORPORATION, and HTC AMERICA,  
INC.,

Third-Party Plaintiffs,

v.

CYWEE MOTION GROUP LTD.,

Third-Party Defendant.

CASE NO.: 2:17-cv-00932-JLR

**STIPULATION AND ~~PROPOSED~~  
ORDER TO AMEND SCHEDULING  
ORDER**

**NOTE ON MOTION CALENDAR:  
AUGUST 7, 2018**

**JURY TRIAL DEMANDED**

1 Plaintiff and Defendants, through their respective undersigned counsel, hereby stipulate  
2 and agree as follows:

3 1. The Court entered a Minute Order Setting Trial Dates and Related Dates on  
4 December 14, 2017 (Doc. No. 42). The Court entered an order amending its December 14, 2017  
5 scheduling order on April 10, 2018 (Doc. No. 73) and an order affirming its amendments to the  
6 scheduling order on April 19, 2018 (Doc. No. 78). The Court further entered an order amending  
7 the schedule on July 18, 2018 (Doc. No. 99).

8 2. Since the previous Stipulation and Proposed Order to Amend Scheduling Order,  
9 Third-Party Defendant CyWee Motion Group Ltd ("CyWee Motion") accepted service of the  
10 Third-Party Complaint on Monday, August 6, 2018. CyWee Motion is expected to answer or  
11 otherwise respond to the Third-Party Complaint by August 27, 2018. Thereafter, the parties  
12 expect to conduct discovery, including inspection of CyWee Motion's source code.

13 3. Once the parties inspect the CyWee Motion source code, they expect to amend  
14 their infringement contentions and non-infringement contentions, which were served on  
15 December 29, 2017, and January 29, 2018, respectively. Accordingly, Plaintiff and Defendants  
16 have agreed to revise the remaining pretrial deadlines in this case to accommodate the new party  
17 and new discovery in this case.

18 4. Plaintiff and Defendants therefore request that the Court enter a further  
19 amendment to its Scheduling Order containing the following revised deadlines:  
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Event	Current Deadline	First Proposal	
Amended Infringement Contentions	---	<del>November 12, 2018</del>	NOV. 5, 2018
Amended Non-Infringement Contentions	---	<del>December 3, 2018</del>	NOV. 26, 2018
Amended Invalidity Contentions for Any New Claims	---	<del>December 17, 2018</del>	DEC. 10, 2018
Joint Claim Chart and Prehearing Statement	August 10, 2018	<del>January 12, 2019</del>	JAN. 4, 2019
Opening Claim Construction Briefs	August 28, 2018	<del>February 7, 2019</del>	JAN. 31, 2019
Responsive Claim Construction Briefs	September 25, 2018	<del>March 7, 2019</del>	FEB. 28, 2019
Markman Hearing (9:00 AM)	November 8, 2018	<del>April 4, 2019</del> (Subject to the Court's availability)	MARCH 29, 2019 at 9:00 AM
Deadline for Amended Pleadings	February 11, 2019	May 9, 2019	
Initial Expert Reports	March 22, 2019	May 21, 2019	
Rebuttal Expert Reports	April 19, 2019	June 6, 2019	
Close of Discovery	May 10, 2019	June 18, 2019	
Deadline to File Dispositive Motions	June 18, 2019	July 2, 2019	
Deadline to hold Settlement Conference per LCR 39.1(c)(2)	July 19, 2019	No Change	
Deadline to File Motions <i>in Limine</i>	September 20, 2019	No Change	
Pretrial Order	October 3, 2019	No Change	
Pretrial Conference (2:00 PM)	October 7, 2019	No Change	
Trial Briefs, Proposed Voir Dire Questions and Jury Instructions	October 15, 2019	No Change	
Trial (7-8 days)	October 21, 2019	No Change	

1 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.  
2

3 Dated: August 7, 2018

WILSON SONSINI GOODRICH & ROSATI

4 By: /s/ Gregory L. Watts

5 Gregory L. Watts, WSBA #43995

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24 *Attorneys for Defendants*

*HTC Corporation and HTC America, Inc.*

1 DATED: August 7, 2018

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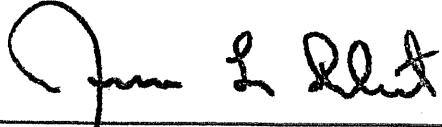
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20 \* Admitted pro hac vice

21 *Attorneys for Plaintiff CyWee Group Ltd.*

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 Dated: 7th DAY of August, 2018

24   
25 \_\_\_\_\_  
26 JAMES L. ROBART  
27 United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on August 7, 2018, I filed the foregoing with the Clerk of the Court using the CM/ECF system, and served all parties via ECF.

Dated: August 7, 2018

s/ Gregory L. Watts  
Gregory L. Watts